

**REQUEST**

FOR

**CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995

See The American Inventors Protection Act of 1999 (AIPA).

Application Number

10/069,460

Filing Date

June 11, 2002

First Named Inventor

Pruche

Group Art Unit

1616

Examiner Name

LAMM

Attorney Docket Number

2365-35

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**a. ☐ Previously submittedi. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_

(Any unentered amendment(s) referred to above will be entered)

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_iii. ☐ Other \_\_\_\_\_b. ☒ Enclosedi. ☒ Amendment/Replyii. ☒ Information Disclosure Statement (IDS)iii. ☒ Other Petition to Revive Unintentionally Abandoned Application Pursuant to 37 CFR § 1.137(b),  
Petition Cover Sheet (2 copies) and certified copy of priority document (FR 0008176)2. **Miscellaneous**a. ☐ Suspension of action on the above-identified application is requested under 35 C.F.R. § 1.103(c) for  
a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)b. ☐ Other \_\_\_\_\_3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.a. ☐ Applicant claims "small entity" status.

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b. ☒ Fees are attached as calculated below:i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

02 FC:1801

790.00 0P

\$ 790.00

ii. ☐ Petition is made to extend the due date

months (less

months previously paid)

\$

iii. ☒ Other Rule 17(m) fee

\$ 1370.00

c. ☒ Check in the amount of \$2160.00 enclosedd. ☒ The Director is hereby authorized to charge any deficiency in the fee(s) filed or which should have been filed  
herewith (or with any paper hereafter filed in this application by this firm), to Deposit Account No. 14-1140**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print Type)

B. J. Sadoff

Registration No. (Attorney/Agent)

36,663

Signature

Date

October 18, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an  
envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S.  
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22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

PRUCHE, F. et al.

Atty. Ref.: 2365-35; Confirmation No. 3379

Appl. No. 10/069,460

TC/A.U. 1616

Filed: June 11, 2002

Examiner: LAMM

For: PROCESS AND DEVICES FOR TREATING, ESPECIALLY FOR MAKING UP,  
FOR COLORING OR FOR THE COSMETIC CARE OF SOME OR ALL OF THE  
HUMAN OR ANIMAL BODY

\* \* \* \* \*

October 18, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

Responsive to the Official Action dated April 7, 2004, entry of the following amendments and remarks are requested along with the attached Request for Continued Examination (RCE). Return of an initialed copy of the attached PTO 1449 Form, pursuant to MPEP § 609, is requested.